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20 Attorneys for Petitioner

21  
22 UNITED STATES DISTRICT COURT  
23 DISTRICT OF NEVADA

24 Cary Williams,  
25 Petitioner,  
26 v.  
27 William Gittere, *et al.*,  
28 Respondents.

29 Case No. 2:98-cv-00056-APG-VCF  
30  
**31 Stipulation and Proposed Order  
32 Regarding Transport of Cary  
33 Williams**  
34  
35 DEATH PENALTY CASE

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1           In late April of this year, this Court issued an order to transport Mr.  
2 Williams from Ely State Prison to High Desert State Prison in anticipation of an  
3 evidentiary hearing in May. ECF No. 314. The parties file this stipulation and draft  
4 order to transport Mr. Williams back to Ely State Prison.

5           IT IS HEREBY STIPULATE AND AGREED that:

6           1. Pursuant to agreement between the parties and as requested by the  
7 parties, this Court issued an order to transport Cary Williams to High Desert State  
8 Prison for an evidentiary hearing that took place on May 18, 19, and 20 of this year.  
9 *See* ECF No. 314; *see also* ECF Nos. 319–20. That hearing is now complete, and Mr.  
10 Williams's presence in High Desert State Prison is no longer necessary for the  
11 purposes of the hearing.

12           2. When the hearing concluded, the parties were informed an order of the  
13 Court would not be necessary to transport Mr. Williams back to Ely State Prison.

14           3. To date, Mr. Williams has still not been transported back to Ely State  
15 Prison. The parties have now received information suggesting that a written Court  
16 order is, in fact, necessary for Mr. Williams to be transported back to Ely State  
17 Prison.

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1           4. After conferring, the parties agreed to file this stipulation and draft  
2 order, ordering the Nevada Department of Corrections to transport Mr. Williams  
3 back to Ely State Prison forthwith.

4           Dated this 1st day of July, 2022.

5       Rene L. Valladares  
6       Federal Public Defender

Aaron Ford  
Attorney General of Nevada

7       /s/ Randolph M. Fiedler  
8       Randolph M. Fiedler  
9       Assistant Federal Public Defender

/s/ Charles L. Finlayson  
10      Charles L. Finlayson  
11      Senior Deputy Attorney General

12      /s/ Heather Fraley  
13      Heather Fraley  
14      Assistant Federal Public Defender

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23      /s/ Lisa Brunner  
24      Lisa Brunner  
25      Assistant Federal Public Defender

## ORDER

The parties have submitted a stipulation requesting this Court to order the Nevada Department of Corrections to transport Petitioner Cary Williams to Ely State Prison. Based on this stipulation and for good cause shown:

**IT IS ORDERED** that the Nevada Department of Corrections shall transport Cary Williams, NDOC #17919, to Ely State Prison as soon as practical.

Dated this 1st day of July, 2022.

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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE